IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 22636 of 2005

For Approval and Signature:

HONOURABLE MR.JUSTICE K.M.MEHTA

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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JAYANTIBHAI KHIMJIBHAI KORAT (PATEL) - Petitioner(s)

Versus

THE STATE OF GUJARAT & 2 - Respondent(s)

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Appearance :

MS KRISHNA U MISHRA for Petitioner(s) : 1,
RULE SERVED BY DS for Respondent(s) : 1 - 2.
GOVERNMENT PLEADER for Respondent(s) : 3,

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CORAM : HONOURABLE MR.JUSTICE K.M.MEHTA

Date : 25/01/2006

ORAL JUDGMENT

1. The petitioner has filed this petition challenging the order of detention dated 11.10.05 passed by the Police Commissioner, Ahmedabad. When the matter was placed before this Court on 24.11.05 this Court issued

Rule returnable on 19.12.05. Heard Mr. Pujari on behalf of the respondent. With the consent of the parties, the matter is taken up for hearing. Mr. Pandya states that the petitioner is a co-detenu **of** petitioner Suresh Shriram Saroj (Pasi) and as well as Dineshbhai Somaji Thakore of Special Civil Application NO. 22583/05. In view of the order of this Court in the matter of Shriram Saroj (Pasi) and Dineshbhai Somaji Thakore where this Court has allowed the petition to quash and set aside the order of detention so in this case the order of detention dated 11.10.05 is quashed and set aside. The detenu, Jayanti Khimjibhai Korat (Patel) petitioner original detenu is ordered to be set at liberty forthwith if he is not required in connection with any other case. Rule is made absolute accordingly with no order as to cost.

Direct service is permitted.

(K.M.MEHTA, J)

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